

**Notice of Allowability**

Application No.

10/763,994

Examiner

Ghassem Alie

Applicant(s)

GARCIA, JAIME E.

Art Unit

3724

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/05/06.
2. ☒ The allowed claim(s) is/are 1-15.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) ☐ All    b) ☐ Some\*    c) ☐ None    of the:
  1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.  
**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
  5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
    - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
      - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
    - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),  
Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit  
of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),  
Paper No./Mail Date \_\_\_\_\_
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

*Reasons for Allowance*

1. The following is an examiner's statement of reasons for allowance: The claims are allowable because the prior art fails to teach that the side pressure splitter is disposed on the body of the kerf intrusion below the first pawl and has a portion which is disposed downstream of the circular saw blade and the first pawl, as set forth in claims 1 and 9.

Regarding claims 1 and 9, Gochnauer (5,447,085) teaches a table saw including a support having an aperture for extending a circular saw blade therethrough. Gochnauer also teaches that the support including a workpiece support surface for supporting a workpiece to be cut and an alignment fence adjustably mounted to the table saw. Gochnauer also teaches that the alignment fence being configured for positioning the workpiece to be cut with respect to the circular saw blade. Gochnauer also teaches an arbor mounted to the table saw generally opposite the workpiece support surface. Gochnauer also teaches a kerf intrusion device including a body, a guard attached to the body partially covering a periphery of the circular saw blade, and a side pressure splitter disposed on the body at least partially positioned in the kerf formed in the workpiece by operation of the circular saw blade the side pressure splitter being directed towards the alignment fence. Gochnauer also teaches that the kerf intrusion device side pressure is oriented such that the side pressure moves a portion of the workpiece toward the fence.

Gochnauer does not teach that the arbor is arranged for adjustably supporting the circular saw blade and the kerf intrusion device is coupled to the arbor. Gochnauer also does not teach that the kerf intrusion device includes a first anti-kickback pawl coupled to the body. Gochnauer also does not teach that the side pressure splitter oriented such that the side

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pressure splitter biases a portion of the workpiece being cut between the kerf intrusion device and the alignment fence into contact with the alignment fence.

Pilchowski (6,418,829) teaches an arbor arranged for adjustably supporting a circular saw blade and a kerf intrusion device is coupled to the arbor.

Berkeley (4,615,247) teaches a kerf intrusion device including a first anti-kickback pawl coupled to the body of the kerf intrusion device.

Sommerville (6,170,370) teaches that the kerf intrusion device side pressure splitter is orientated such that the side pressure splitter biases a portion of the workpiece being cut between the kerf intrusion device and the alignment fence into contact with the alignment fence.

However, Gochauer in view of Pilchowski, Berkeley, and Sommerville does not teach that the side pressure splitter is disposed on the body of the kerf intrusion below the first pawl and has a portion which is disposed downstream of the circular saw blade and the first pawl, as set forth in claims 1 and 9.

None of these references by themselves or in combination with the other prior art cited teach the claimed invention set forth in claims 1 and 9.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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*Conclusion*

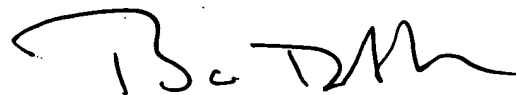
2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ghassem Alie whose telephone number is (571) 272-4501. The examiner can normally be reached on Mon-Fri 8:30 am - 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Boyer Ashley can be reached on (571) 272-4502. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, SEE <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

GA/ga

January 10, 2007



BOYER D. ASHLEY  
SUPERVISORY PATENT EXAMINER